

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

JUAN J. PIMENTEL (18),

Defendant.

Criminal Case No. 11CR1926-H

ORDER GRANTING UNITED
STATES' MOTION TO REVOKE
ORDER EXONERATING BOND
AND ISSUE BENCH WARRANT

On June 10, 2013, Defendant Juan J. Pimentel ("Defendant Pimentel") was sentence by the court to 24 months in custody, after pleading guilty to a single count of conspiracy to launder monetary instruments. (Doc. No. 649.) Defendant Pimentel was order to self surrender to an institution designated by the Bureau of Prisons on or before July 26, 2013 by 12:00 P.M. (Doc. No. 644.)

On July 8, 2013, Defendant Pimentel filed a motion to continue his self-surrender date. (Doc. No. 667.) Additionally, on July 15, 2013, Defendant Pimentel filed an acknowledgment attesting to the new self-surrender date of September 3, 2013. (Doc. No. 672.)

1 On July 18, 2013, the court signed an order granting the defendant's motion to
2 continue his self-surrender date and ordered the defendant to self surrender "to an
3 institution designated by the Federal Bureau of Prisons on or before September 3,
4 2013 by 12:00 P.M." and provided that "[i]f no designation is made by the Bureau of
5 Prisons by the new self-surrender date, the defendant is to self-surrender to the
6 United States Marshals Service on or before September 3, 2013 by 12:00 P.M."
7 (Doc. No. 677.) The order also vacated the previous bond exoneration hearing set for
8 July 26, 2013 at 2:00 P.M. and continued the bond exoneration hearing to September
9 3, 2013 at 2:00 P.M.

10 On September 3, 2013, the Court held a bond exoneration hearing in this case.
11 Assistant U.S. Attorney Christopher Tenorio specially appeared for Assistant U.S.
12 Attorney Daniel Zipp on behalf of the United States. Defendant Pimentel and
13 defense counsel were not present at the hearing. At the hearing, the United States
14 informed the court that the defendant had self-surrendered and moved to exonerated
15 the bond as to Defendant Pimentel. The court, on the government's representation
16 that the defendant had self-surrendered, issued an order exonerating the bond. (Doc.
17 No. 700.)

18 On September 16, 2013, the United States filed a motion to revoke the order
19 exonerating bond and to issue a warrant as to Defendant Pimentel. The United
20 States' motion indicates that neither the U.S. Marshals Services nor the Federal
21 Bureau of Prisons "were able to locate Defendant in their system" but rather both
22 agencies confirmed that the "Defendant had *not* in fact, self-surrendered on
23 September 3, 2013." (Doc. No. 708.)

24 After review of the government's motion, the court GRANTS the United
25 States' motion to revoke the order exonerating bond and issue bench warrant.
26 Accordingly, the court revokes its previous order exonerating bond as to Defendant
27 Pimentel. The bond in this matter is hereby forfeited and the court orders the
28 issuance of a bench warrant as to Defendant Pimentel for failure to self-surrendered

1 as ordered by the court.

2 IT IS SO ORDERED.

3 DATED: September 17, 2013

4 
5 MARILYN L. HUFF, District Judge
6 UNITED STATES DISTRICT COURT
7

8 service to: All counsel of record
9

10 copies to: Leah R. Bussell
11 Assistant United States Attorney
12 Chief, Financial Litigation Unit
13 United States Marshals Service
14 United States Pretrial Services
15 Clerk's Office Financial Department
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